

August 30, 2023

Submitted via FOIAonline

Environmental Protection Agency
ATTN: Records Dept
5 Post Office Square
Suite 100
Boston, MA 02109

Re: Freedom of Information Act Request

To Whom It May Concern:

Pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552 et seq., Conservation Law Foundation ("CLF") hereby requests all records pertaining to NPDES Permit (No. MA0004006) for the facility listed on the Environmental Protection Agency Enforcement and Compliance History Online ("ECHO") website as Sunoco Logistics East Boston Terminal ("Sunoco Logistics") at 467 Chelsea St., Boston (East Boston), MA 02128 (FRS ID: 110032893661), including:

1. Compliance documents, including but not limited to the facility's Stormwater Pollution Prevention Plan (SWPPP); the hydrostatic test letter or report; notification of any discharge of chemicals or additives not reported in the facility's application; the bioassessment summary report and associated bioassessment plans, monitoring, and analysis; notices of daily or monthly minimum and maximum exceedances; and any permittee record or report requested by the EPA, from August 30, 2018, to the date this request is filled;
2. Monitoring reports mandated by the monitoring requirements described in the facility's NPDES permit, including but not limited to all Discharge Monitoring Reports ("DMRs") for outfalls 001 and 002 from August 30, 2018, to the date this request is filled;
3. Enforcement documents associated with the facility, including but not limited to letters of warning, notices of noncompliance, notices of violation, and administrative orders, from August 30, 2018, to the date this request is filled; and
4. Consent agreements, court orders, administrative orders, or other orders governing the terms or status of the facility's compliance with its Clean Air Act from August 30, 2018, to the date this request is filled.
5. Any citizens complaints associated with Sunoco Logistics from August 30, 2018, to the date this request is filled.

Please provide the requested records in electronic format if possible. To the extent you believe any requested record is exempt from disclosure, please provide a log identifying which

documents you claim are exempt, specify the exemption or privilege that you assert is applicable, and explain why you believe such exemption or privilege is applicable.

CLF requests that any fees incurred in conjunction with this request be waived, as disclosure of the requested records is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester. 5 U.S.C. § 552(a)(4)(A)(iii); 40 C.F.R. § 2.107(l); Mass. Gen. Laws Ann. ch. 66, § 10(d)(v) (West). CLF is a 501(c)(3) organization and is seeking this information to inform CLF members and the public, including nearby residents, about the current state of environmental permitting and compliance at the facilities listed above.

Communications is an integral part of CLF's advocacy. We have a professional communications team that develops multi-media strategic communications plans for our initiatives and campaigns designed to deliver our message on multiple platforms to reach and engage diverse audiences. Communications tactics may include traditional media outreach, opinion pieces, blogs, features, and the creation and distribution of visual content to build a strong narrative and raise public awareness. We also disseminate environmental news and analysis by our staff of experts to CLF members throughout New England via our website and email communications. In 2022, our website had 290,422 visits (data not yet available for the full year of 2023). In addition, as of August 2023, our email list is approximately 37,031 people, our Facebook audience is 21,493, on Twitter, CLF has 9,259 followers, on LinkedIn, we can reach 3,831 followers, and on Instagram, we have 2,579 followers. In 2022, CLF had over 3,000 mentions in the news. These stories were shared by more than 800 journalists on social media, and the outlets that covered us the most included: The Boston Globe, the Associated Press, New Hampshire Public Radio, Bangor Daily News and WBUR.

In the event that our request for a fee waiver is denied, we request that the total cost be minimized by providing the information in electronic format. Also, if fees are assessed, please provide in advance a written, itemized, good faith estimate of such fees. *Id.* at 32.07(2)(b).

We look forward to your written response within twenty business days from this request. Please do not hesitate to contact me at (617) 850-1731 or rverbitsky@clf.org if you have any questions. Thank you in advance for your time and attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads "Chelsea Kendall".

Chelsea Kendall
Staff Attorney
Conservation Law Foundation